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11  
12 **UNITED STATES DISTRICT COURT**

13 **DISTRICT OF NEVADA**

14  
15 WILLIAM J. BERRY, JR.; CYNTHIA  
FALLS; SHANE KAUFMANN,

16 Plaintiffs,

17 vs.

18 DESERT PALACE, INC. d/b/a CAESARS  
PALACE; et al.,

19 Defendants.

20 Case No.: 2:17-cv-00019-APG-BNW

21 **STIPULATION AND REQUEST  
FOR AN ORDER TO EXTEND  
JOINT PRETRIAL ORDER  
DEADLINE**

22 **(THIRD REQUEST)**

23 IT IS HEREBY STIPULATED AND AGREED among Plaintiffs and Defendant  
that the deadline for filing the Joint Pretrial Order be extended by 10 days, **from**  
**November 2, 2020 to November 12, 2020.**

24 The justification for this extension is as follows. Previously, the Court (on  
25 November 4, 2019) granted the first extension to file the Joint Pretrial Order [ECF No.  
26 149] based on the Defendant's (then-pending) motion to consolidate (ECF No. 32) this  
case with another case, *Kaufmann v. Desert Palace, Inc.*, Case No. 2:18-cv-02037-KJD-  
27 DJA. On March 25, 2020, in that other case, *Kaufmann v. Desert Palace, Inc.*, USD Judge  
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1 Dawson issued a decision denying consolidation. ECF No. 48.

2       The parties were then required to submit the Joint Pretrial Order within 60 days of  
3 the March 25, 2020 Order in the other *Kaufmann* case. ECF No. 149. However, another  
4 filing occurred in the meantime which impacted that deadline.

5       On November 15, 2019, after the Court issued its first order extending the deadline  
6 to file the Joint Pretrial Order, Plaintiffs filed their motion to alter or amend the Court's  
7 order granting in part Defendant's motion for summary judgment [ECF No. 150].  
8 Because the Court's decision on that motion would have significant impact on the content  
9 of the Joint Pretrial Order, the parties again requested a second extension on the deadline  
10 to file the Joint Pretrial Order. ECF No. 158. That request was granted on April 3, 2020,  
11 making the new deadline 60 days after the Court's decision on Plaintiffs' motion to alter  
12 or amend. ECF No. 159.

13       On September 3, 2020, the Court issued its order denying Plaintiffs' motion for  
14 reconsideration, thus making the deadline to file the Joint Pretrial Order November 2,  
15 2020. ECF No. 163.

16       In light of changes to Plaintiffs' counsel's traveling schedule and unavailability,  
17 the parties now request that the Court extend the deadline for filing the Joint Pretrial Order  
18 by 10 days, from November 2, 2020 to November 12, 2020.

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1        This is the parties' third stipulation to extend the Joint Pretrial Order filing  
2 deadline. As set forth above, this stipulation is made in good faith in order to allow the  
3 parties sufficient time to attempt to come to an agreement on a Joint Pretrial Order. This  
4 stipulation is not for the purpose of causing any undue delay, and the parties agree that  
5 good cause therefore exists for an extension.

6        DATED this 2nd day of November, 2020.      DATED this 2nd day of November, 2020.

7        **MAIER GUTIERREZ & ASSOCIATES**

8        /s/ Danielle J. Barraza  
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8        /s/ Ethan D. Thomas  
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19      *Attorneys for Defendant Desert Palace,  
20      Inc. d/b/a Caesars Palace*

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18        **IT IS SO ORDERED.**  
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20        Dated this 2nd day of November, 2020.  
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23        ANDREW P. GORDON  
24        **UNITED STATES DISTRICT JUDGE**  
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